THE HONOURABLE SRI JUSTICE P.S. NARAYANA

W.P. NO. 21019 of 2007

DATED: 09-10-2007

Between:-

M/s Vensa Biotek Limited, Samalkot, East Godavari District represented by its Managing Director.

…PETITIONER

And

The Employees' Provident Fund Organisation represented by its Commissioner, Barkatpura, Hyderabad and three others.

…RESPONDENTS

THE HONOURABLE SRI JUSTICE P.S. NARAYANA

W.P. NO. 21019 of 2007

O R D E R

Heard the counsel for the writ-petitioner and also the Standing Counsel representing respondents 1 to 4.

2. The writ petition is filed for a Writ of Mandamus calling for the records pertaining to the proceedings No. AP./SRO/RJY/ Recovery/20560/CP12/2007/E.P.F.C.P. 12 dated 14-09-2007 issued by the respondents and set aside the same as illegal, arbitrary and contrary to law, violative of Articles 14 and 21 of the Constitution of India and violative of principles of natural justice and pass appropriate orders.

3. Several facts had been narrated in the affidavit filed in support of the writ petition. It is stated that the petitioner-company is establishment running to supply of liquid glucose. It is also stated that an enquiry under Section 7-A of the Employees' Provident Fund and Miscellaneous Provisions Act, 1952 had been initiated against the establishment for defaulting period from July, 2003 to March, 2005. A warrant of sale of property had been issued on 14-09-2007 stating that a certificate was issued for recovery of the amount authorizing the 4th respondent under Section 8 C(2) of the Employees Provident Fund and Miscellaneous Provisions Act, 1952.

4. In the overall facts and circumstances, the petitioner is permitted to clear off all the arrears, within a period of four months in equal

monthly installments commencing from the month of 1st November, 2007, in default the respondents are at liberty to further proceed in accordance with law.

5. The writ petition is, accordingly, disposed of. No order as to costs.

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P.S.NARAYANA,J

Dated: 09-10-2007
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